

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARTIN LUTHER KING, JR.
COUNTY, et al.,

No. 2:25-cv-00814-BJR

Plaintiffs,

DECLARATION OF ANUJ GUPTA

v.

SCOTT TURNER in his official capacity
as Secretary of the U.S. Department of
Housing and Urban Development, et al.,

Defendants.

I, ANUJ GUPTA declare as follows:

1. I am over the age of 18 years, am competent to testify as to the matters in this declaration, and make it based on personal knowledge and my review of relevant records.

2. I am the Director of the Department of Transportation for the City of Santa Monica ("City"). I have been in this position since August 2023. I am a member of the City's leadership team. Before serving in this position, I was Deputy City Manager from September 2017 to August 2023.

3. As the City's Director of the Department of Transportation ("DOT"), I am charged with overseeing a department that plans, builds, maintains, and operates a multi-modal transportation network that connects people with opportunity, improves lives, and protects the environment. DOT leads the City's vision for a non-auto-centric future, while ensuring safe,

1 reliable, equitable and sustainable access to streets, through innovative bus, bike, pedestrian,
2 micromobility, and first-last mile options. DOT combines planning, operations, maintenance,
3 design, and programming for fixed-route, paratransit, and multi-modal transportation services
4 under one administration. DOT also oversees traffic engineering, shared mobility and
5 micromobility regulation, transportation permitting, and parking operations in the City.
6

7 4. Big Blue Bus (“BBB”), a division of DOT, is a transit agency responsible for
8 providing and managing public transportation services. BBB is a direct recipient of federal
9 financial assistance under 49 U.S.C. 5307 (“Section 5307”). BBB operates 194 transit buses
10 across 69 square miles of greater Los Angeles providing more than 800,000 rides each month.
11

12 5. Beginning in 1997, BBB has regularly received Section 5307 transit agency
13 grants funds from the Federal Transportation Administration (FTA). In recent years, BBB
14 primarily uses Section 5307 to purchase zero-emission (“ZE”) battery electric buses for
15 systemwide use. The transition from natural gas (“NG”) to ZE supports both state and local
16 mandates to go zero-emission within certain timeframes. I estimate that Section 5307 formula
17 funds make up no less than 75% of BBB’s current capital budget funds supporting the bus
18 conversion project. Additionally, FTA regulations establish that a bus reaches its useful life after
19 12 years or 500,000 miles. The average lifespan of BBB buses is 14 years in service.
20

21 6. BBB estimates that it stands to receive approximately \$13 million of Section 5307
22 formula grant and approximately \$3 million of Section 5307 discretionary grant funds in the next
23 federal fiscal year (“FFY 2026”), which represents a portion appropriated to the Los Angeles
24 region. A true and correct copy of the City’s Section 5307 FTA Grant Award (CA-2024-067-00)
25 is attached hereto as **Exhibit A**. This award is for over \$28 million of Section 5307 funds for
26 performance period June 3, 2024 through June 30, 2027. The amount the City receives each year
27

1 varies, but based on recent year allocations, I anticipate receiving approximately \$16 million of
2 this award in FFY 2026, approximately \$3 million of which will be discretionary funds. Based
3 on information and belief, the Los Angeles region sets aside approximately 15% of Section 5307
4 formula funds for discretionary projects. Public agencies may then apply for the set aside
5 discretionary funds for eligible projects, including but not limited to, bus procurements and
6 facilities improvements. Although not every public agency in the region applies for
7 discretionary funds, and not every applicant is selected to receive discretionary funds, successful
8 applicants are judged by peer public agencies and are awarded discretionary funds based on a
9 competitive scoring criteria. Santa Monica has successfully applied for discretionary fund
10 allocations in the past and I anticipate we will receive a similar allocation in FFY 26.
11

12 7. BBB also receives from FTA the annual master agreement stating the terms and
13 conditions for compliance by recipients of FTA-administered grants, the most recent of which
14 was updated April 25, 2025. I anticipate BBB will need to sign new grants agreements per grant
15 subject to the new master agreement, to receive awarded Section 5307 funds, in the next month
16 or so.
17

18 8. On April 28, 2025, BBB received a letter from US DOT Transportation Secretary
19 Sean Duffy dated April 24, 2025 ("Duffy Letter"). The Duffy Letter states that recipients of
20 federal funds must exclude the consideration of diversity, equity, and inclusion (DEI) in their
21 personnel practices. Recipients are also precluded from allocating federal funds based on
22 practices associated with DEI. The new master agreement also contains conditions requiring the
23 City to certify that it does not operate any programs promoting DEI initiatives.
24


25 9. There will be severe consequences if FTA terminates or withholds Section 5307
26 formula funds. BBB will be unable to replace buses that have reached their useful life.
27

1 Accordingly, older buses will need additional maintenance, which would have a significant
2 impact on DOT's operating budget. In addition, and as stated above, delays in the transition of
3 NG buses to ZE buses will curtail BBB's ability to meet mandated state and local zero emission
4 mandates. Moreover, DOT will be unable to provide federal financial projections needed to plan
5 bus replacement efforts. There are no other alternative funding options, as federal funding
6 through Section 5307 is the largest funding source for bus replacement. DOT, and by extension
7 the City, cannot absorb the cost of bus purchases within the City's enterprise fund operating
8 budget. Without FTA funds, BBB's service network would likely need to be cut back,
9 significantly impacting riders who rely on BBB to attend school, go to work, visit the doctor, and
10 live their lives and increasing traffic congestion in the region.
11

12
13 10. Environmentally, FTA terminating or withholding Section 5307 funds would
14 affect BBB's approximately 10 million annual riders as our air quality would continue to degrade
15 without the transition to zero-emission buses. BBB would also suffer financial losses from
16 decreased fare revenue collection from the nonuse of old and inoperable buses.
17

18 I declare under penalty of perjury that the foregoing is true and correct.

19 EXECUTED this 19th day of May, 2025.
20

21 DocuSigned by:
22 
23 50BD8DA011724FE...
24 ANUJ GUPTA
25
26
27

CERTIFICATE OF SERVICE

I hereby certify that on May 21, 2025, I served a true and correct copy of the foregoing document on the following parties by the method(s) indicated below:

Brian C. Kipnis Annalisa L. Cravens Sarah L. Bishop Rebecca S. Cohen <i>Assistant United States Attorneys</i> Office of the United States Attorney 700 Stewart Street, Suite 5220 Seattle, WA 98101-1271 brian.kipnis@usdoj.gov annalisa.cravens@usdoj.gov sarah.bishop@usdoj.gov rebecca.cohen@usdoj.gov <i>Attorneys for Defendants Scott Turner, U.S. Dept. of Housing and Urban Development, Sean Duffy, U.S. Dept. of Transportation, Tariq Bokhari, the Federal Transit Administration, Gloria M. Shepherd, the Federal Highway Administration, Chris Rocheleau, the Federal Aviation Administration, Drew Feeley, the Federal Railroad Administration</i>	<input checked="" type="checkbox"/> CM/ECF E-service <input type="checkbox"/> Email <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Certified Mail / Return Receipt Requested <input type="checkbox"/> Hand delivery / Personal service
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I declare under penalty of perjury under the laws of the United States and the State of Washington that the foregoing is true and correct.

DATED this 21st day of May, 2025.

/s/ Gabriela DeGregorio

Gabriela DeGregorio
 Litigation Assistant
 Pacifica Law Group LLP

CERTIFICATE OF SERVICE

PACIFICA LAW GROUP LLP
 401 UNION STREET
 SUITE 1600
 SEATTLE, WASHINGTON 98101
 TELEPHONE: (206) 245-1700
 FACSIMILE: (206) 245-1750

EXHIBIT A

DOT

FTA

U.S. Department of Transportation

Federal Transit Administration

Award

Federal Award Identification Number (FAIN)	CA-2024-067-00
Temporary Application Number	1664-2024-1
Award Name	FY19, FY20, and FY21 5307 Bus Replacement with 40-foot Battery-Electric Buses
Award Status	Active (Executed)
Award Budget Number	0

Period of Performance Start Date	6/3/2024		
Original Period of Performance End Date	6/30/2027		
Current Period of Performance End Date	6/30/2027	Revision #: 0	Approved?: Yes

Budget Period Start Date	6/3/2024
Budget Period End Date	6/30/2027

Part 1: Recipient Information

Name: CITY OF SANTA MONICA

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
1664	City	Big Blue Bus	DEDCLBH5GBC3	833665896

Location Type	Address	City	State	Zip
Headquarters	1685 MAIN ST	SANTA MONICA	CA	90401
Physical Address	1685 MAIN ST	SANTA MONICA	CA	90401
Mailing Address	1660 SEVENTH STREET	SANTA MONICA	CA	90401

Union Information

Union Name	SHEET METAL, AIR, RAIL AND TRANSPORTATION WORKERS
-------------------	--

Address 1	1660 7th Street
Address 2	
City	Santa Monica
State	CA
Zipcode	90401
Contact Name	Markeisha Haynes
Telephone	(424) 332-9447
Fax	
E-mail	markeisha.haynes@santamonica.gov
Website	Not Available
Union Name	Culver City Employees Association (CCEA)
Address 1	4343 Duquesne Ave
Address 2	
City	Culver City
State	CA
Zipcode	90232
Contact Name	Scott Newton
Telephone	(310) 253-6533
Fax	
E-mail	scott.newton@culvercity.org
Website	
Union Name	Amalgamated Transit Union (ATU)
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Arturo Aguilar
Telephone	(323) 222-1277
Fax	
E-mail	aaguilar@atu1277.com
Website	Amalgamated Transit Union
Union Name	Amalgamated Transit Union (ATU)
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Chester Mordasini

Telephone	(562) 595-4518
Fax	
E-mail	cmordasini@teamsters911.com
Website	
Union Name	AFSCME
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Timothy Del Cambre
Telephone	(213) 487-9887
Fax	
E-mail	13634f@afscme36.org
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Gilbert Camacho
Telephone	(626) 962-9980
Fax	
E-mail	camacho1607@yahoo.com
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	John Ellis
Telephone	(626) 962-9980
Fax	
E-mail	smartguidino@earthlink.net
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza

Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Olivia Nelson-Richard
Telephone	(213) 922-5930
Fax	
E-mail	nelson-richardo@metro.net
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Miguel Cortez
Telephone	(213) 922-5930
Fax	
E-mail	cortezmi@metro.net
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Michelle Cardenas
Telephone	(213) 922-5930
Fax	
E-mail	cardenasm@metro.net
Website	
Union Name	Sheet Metal, Air, Rail and Transportation
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Michael Winston
Telephone	(213) 922-5930

Fax	
E-mail	winstonm@metro.net
Website	
Union Name	Teamsters
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Michael Duenas
Telephone	(562) 595-4518
Fax	
E-mail	mduenas@teamsters911.com
Website	
Union Name	Teamsters
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Shelitha Kimble
Telephone	(213) 922-5930
Fax	
E-mail	kimbles@metro.net
Website	
Union Name	Amalgamated Transit Union (ATU)
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Doug Kurowski
Telephone	(323) 222-1277
Fax	
E-mail	dkurowski@atu1277.com
Website	
Union Name	Sheet Metal, Air, Rail and Transportation (SMART)
Address 1	1 Gateway Plaza
Address 2	

City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Marco Gudino
Telephone	(626) 962-9980
Fax	
E-mail	smartgudino@earthlink.net
Website	
Union Name	Amalgamated Transit Union (ATU)
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	Errol Frazier
Telephone	(323) 222-1277
Fax	
E-mail	efrazier@atu1277.com
Website	
Union Name	AFSCME
Address 1	1 Gateway Plaza
Address 2	
City	Los Angeles
State	CA
Zipcode	90012
Contact Name	John Hale
Telephone	(213) 487-9887
Fax	
E-mail	13634@afscme36.org
Website	

Part 2: Award Information

Title: FY19, FY20, and FY21 5307 Bus Replacement with 40-foot Battery-Electric Buses

FAIN	Award Status	Award Type	Application Cost Center	Date Created	Last Updated Date	From TEAM?
CA-2024-067-00	Active (Executed)	Grant	Region 9	1/29/2024	1/29/2024	No

Award Executive Summary

Funding in this grant is provided by the following apportionment years and urbanized areas (UZAs):

Section 5307, FFY 2019 Los Angeles (UZA #60020): \$3,361,973

Section 5307, FFY 2020 Los Angeles (UZA #60020): \$15,087,196

Section 5307, FFY 2021 Los Angeles (UZA #60020): 10,350,831

Total Section 5307 Funds: \$28,800,000

Local Match Funds:

Local Match Funds: \$4,457,201 (AHSC)

Local Match Funds: \$2,742,799 (HVIP)

Total Local Match Funds: \$7,200,000

Overall Grant Funding:

Total Federal Funds: \$28,800,000

Total Local Match Funds: \$7,200,000

Total Eligible Cost: \$36,000,000

The City of Santa Monica's Big Blue Bus (BBB) is hereby submitting this grant application in support of the following capital projects:

1) 40-Foot Bus Replacements (30)

This grant applies \$28,800,000 in FFY2019, FFY2020, and FFY2021 Section 5307 funds to bus replacements. These funds will purchase thirty (30) Gillig 40-foot Battery Electric Buses to replace (30) 40-foot and 60-foot CNG buses. The new buses will have an expected useful life of 12 years and/or 500,000 miles. The vehicles being replaced will have exceeded their useful life in age of 12 years and/or 500,000 miles. These buses will meet Clean Air Act standards (CAA) and the American with Disabilities Act (ADA) requirements.

Bus Replacement ensures the City of Santa Monica's fleet is safe and in a state of good repair, thus meeting the requirement to allocate less than 0.75 percent of Section 5307 funds to safety-related projects.

Frequency of Milestone Progress Reports (MPR)

Quarterly

Frequency of Federal Financial Reports (FFR)

Quarterly

Does this application include funds for research and/or development activities?

This award does not include research and development activities.

Pre-Award Authority

This award is using Pre-Award Authority.

Does this application include suballocation funds?

Recipient organization is suballocated these apportioned funds and can apply for and receive these funds directly.

Will this Grant be using Lapsing Funds?

Yes, this Grant will use Lapsing Funds.

Will indirect costs be applied to this application?

This award does not include an indirect cost rate.

Indirect Rate Details: N/A

Requires E.O. 12372 Review

No, this application does not require E.O. 12372 Review.

Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

Award Description

Purpose

To purchase battery-electric buses to replace aging buses that have met their useful life in age at the time of delivery.

Activities to be performed:

Staff will purchase battery-electric buses through the State of Washington cooperative purchasing agreement.

Expected outcomes:

Expected outcomes include reducing congestion, improve efficiency with newer buses, compliance with zero-emission mandate will be achieved through this award.

Intended beneficiaries:

Intended beneficiaries include commuters, residents, and employees would receive benefits.

Subrecipient Activities:

The City of Santa Monica does not intend to subaward funds.

Award Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone
Stacy	Alameida	Transportation Program Specialist	stacy.alameida@dot.gov	(213) 202-3953
Enny	Chung	Senior Administrative Analyst	enny.chung@smgov.net	310-458-2296

Award Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5307 - Urbanized Area Formula Grants (2013 and forward)	5307-2A	20507	\$28,800,000
Local			\$7,200,000
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$36,000,000

Award Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
CA-2024-067-01-00	111-00 (111-A1) BUS - ROLLING STOCK	\$28,800,000.00	\$7,200,000.00	\$36,000,000.00	30

CA-2024-067-01-00	11.12.01	BUY REPLACEMENT 40-FT BUS LA9919267	\$28,800,000.00	\$7,200,000.00	\$36,000,000.00	30
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Discretionary Allocations

This application does not contain discretionary allocations.

Sources of Federal Financial Assistance

PO Number	Project Number	Scope Name	Scope Number	Scope Suffix	UZA Code	Area Name	Account Class Code	FP C	Description	Amendment Amount	Cumulative Amount
CA-90-0539	CA-2024-067-01-00	BUS - ROLLIN G STOCK	111-00 (111)	A1	060020	Los Angeles-Long Beach-Anaheim, CA	2019.25.90.91.2	00	Urbanized Area Formula Grants	\$3,361,973	\$3,361,973
CA-90-0539	CA-2024-067-01-00	BUS - ROLLIN G STOCK	111-00 (111)	A1	060020	Los Angeles-Long Beach-Anaheim, CA	2020.25.90.91.2	00	Urbanized Area Formula Grants	\$15,087,196	\$15,087,196
CA-90-0539	CA-2024-067-01-00	BUS - ROLLIN G STOCK	111-00 (111)	A1	060020	Los Angeles-Long Beach-Anaheim, CA	2021.25.90.91.2	00	Urbanized Area Formula Grants	\$10,350,831	\$10,350,831

Part 3: Project Information

Project Title: Bus Replacements (30) - LA9919267

Project Number	Temporary Project Number	Date Created	Start Date	End Date
CA-2024-067-01-00	1664-2024-1-P1	1/29/2024	10/1/2024	6/30/2027

Project Description

Project Funding:

5307, FFY2019 Los Angeles (UZA #60020): \$3,361,973
5307, FFY2020 Los Angeles (UZA #60020): \$15,087,196
5307, FFY2021 Los Angeles (UZA #60020): \$10,350,831
Total Federal Funds: \$28,800,000

Local Match Funds:

Local Match Funds: \$4,457,201 (AHSC)
Local Match Funds: \$2,742,799 (HVIP)
Total Local Match Funds: \$7,200,000

Total Project Cost: \$36,000,000

This grant applies \$28,800,000 in FFY2019, FFY2020, and FFY2021 Section 5307 funds to bus

replacements. These funds will purchase thirty (30) Gillig 40-foot Battery-Electric Buses that will have an expected useful life of 12 years and/or 500,000 miles. The 40-foot and 60-foot CNG vehicles being replaced have exceeded their useful life in age of 12 years and/or 500,000 miles. These buses will meet Clean Air Act standards (CAA) and the American with Disabilities Act (ADA) requirements. Information for the vehicles being replaced has been uploaded to TrAMS under application documents.

Project Benefits

The benefits of this project includes continued reduction in greenhouse gas emissions. 2026 buses will come equipped with zero-emission engines to replace 2011 CNG 40-foot and 60-foot buses.

Additional Information

N/A

Location Description

BBB provides 20 routes to an urban service area of 59 square miles, located on the Westside of Los Angeles. BBB serves the communities of Pacific Palisades, West Los Angeles, Brentwood, Westwood, University of California Los Angeles (UCLA), Cheviot Hills, South Robertson, Mid-City Wilshire, Westchester, Marina del Rey, Koreatown, Downtown LA, Venice and Playa Vista.

Project Location (Urbanized Areas)

UZA Code	Area Name
060000	California
060020	Los Angeles-Long Beach-Anaheim, CA

Congressional District Information

District	State
34	California
37	California
43	California
36	California

Program Plan Information

STIP/TIP

Date: 12/16/2022

Description: Project can be found on page 62 of the 2023 Approved FTIP. Attached is the project. These projects are programmed in the 2023 FTIP which received federal approval on December 16, 2022. The FTIP underwent a public comment period and no comments were received regarding the projects.

UPWP

Date: N/A

Description: N/A

Long Range Plan

Date: N/A

Description: N/A

Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5307 - Urbanized Area Formula Grants (2013 and forward)	5307-2A	20507	\$28,800,000
Local			\$7,200,000
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$36,000,000

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
CA-2024-067-01-00	111-00 (111-A1) BUS - ROLLING STOCK	\$28,800,000.00	\$7,200,000.00	\$36,000,000.00	30
CA-2024-067-01-00	BUY 11.12.0 REPLACEMENT 1 T 40-FT BUS LA9919267	\$28,800,000.00	\$7,200,000.00	\$36,000,000.00	30

Project Budget Activity Line Items

Budget Activity Line Item: 11.12.01 - BUY REPLACEMENT 40-FT BUS LA9919267				
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Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.01	BUY REPLACEMENT 40-FT BUS	BUY REPLACEMENTS - CAPITAL BUS	30

Extended Budget Description

Project Funding:

Section 5307, FFY2019 Los Angeles (UZA #60020): \$3,361,973

Section 5307, FFY2020 Los Angeles (UZA #60020): \$15,087,196

Section 5307, FFY2021 Los Angeles (UZA #60020): \$10,350,831

Total Federal Funds: \$28,800,000

Local Match Funds:

Local Match Funds: \$4,457,201 (AHSC)

Local Match Funds: \$2,742,799 (HVIP)

Total Local Match Funds: \$7,200,000

1) Bus Replacement (30)

This grant applies \$28,800,000 in FFY2019, FFY2020, and FFY2021 Section 5307 funds to bus replacements.

These funds will purchase thirty (30) Gillig 40-foot Battery-Electric Buses that will have an expected useful life of 12 years and/or 500,000 miles. The 40-foot and 60-foot CNG vehicles being replaced have exceeded

their useful life in age of 12 years and/or 500,000 miles. These buses will meet Clean Air Act standards (CAA) and the American with Disabilities Act (ADA) requirements.

Santa Monica is purchasing the battery electric buses from State of Washington's Cooperative Purchasing Agreement, as allowed per the FAST Act.

Information for the 30 vehicles being replaced has been uploaded to TrAMS under application documents.

These projects are programmed in the 2023 FTIP which received federal approval on December 16, 2022. The FTIP underwent a public comment period and no comments were received regarding the projects.

Will 3rd Party contractors be used to fulfill this activity line item?

Yes, 3rd Party Contractors will be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Battery Power	New	40-foot

Funding Source	Section of Statute	CFDA Number	Amount
5307 - Urbanized Area Formula Grants (2013 and forward)	5307-2A	20507	\$28,800,000
Local			\$7,200,000
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$36,000,000

Milestone Name	Est. Completion Date	Description
RFP Issued	10/1/2024	
Contract Award Date	10/31/2024	Staff will purchase off the State of Washington's cooperative purchasing agreement.
1st Vehicle Delivery Date	1/31/2026	
Final Delivery Date	10/31/2026	
Contract Completion Date	6/30/2027	

Project Environmental Findings

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects that do not have a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. FTA requires a sufficient project description to support a CE determination. The project may require additional documentation to comply with other environmental laws.

Categorical Exclusion Description

Type 07: Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

Date Description	Date
Class IIc CE Approved	1/29/2024

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
BUS - ROLLING STOCK (111-00)	11.12.01	BUY REPLACEMENT 40-FT BUS LA9919267	30	\$28,800,000.00	\$36,000,000.00

Part 4: Fleet Details

Fleet Type: Fixed Route

Fleet Comments

DISPOSAL VEHICLES

Where applicable, vehicles will be disposed in accordance with Federal regulations.

ACCESSIBILITY STATUS

All buses in Santa Monica's Big Blue Bus fleet are accessible.

CONTINGENCY FLEET PLAN

N/A

Attached is BBB's Fleet Status

		Current Value
I.	Active Fleet	
	A. Peak Requirement	163
	B. Spares	32

	C. Total (A+B)	195
	D. Spare Ratio (B/A)	19.63%
II.	Inactive Fleet	
	A. Other	0
	B. Pending Disposal	30
	C. Total (A+B)	30
III.	Total (I.C and II.C)	225

Part 5: FTA Review Comments

There are no review comments to display at this time.

Part 6: Agreement

UNITED STATES OF AMERICA DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT ADMINISTRATION

GRANT AGREEMENT (FTA G-31)

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(31), <http://www.transit.dot.gov>,
- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE RECIPIENT DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING FTA's AWARD DATE SET FORTH HEREIN.

FTA AWARD

Federal Transit Administration (FTA) hereby awards a Federal Grant as follows:

Recipient Information

Recipient Name: CITY OF SANTA MONICA

Recipient ID: 1664

UEI: DEDCLBH5GBC3

DUNS: 833665896

Award Information

Federal Award Identification Number: CA-2024-067-00

Award Name: FY19, FY20, and FY21 5307 Bus Replacement with 40-foot Battery-Electric Buses

Award Start Date: 6/3/2024

Original Award End Date: 6/30/2027

Current Award End Date: 6/30/2027

Award Executive Summary: Funding in this grant is provided by the following apportionment years and urbanized areas (UZAs):

Section 5307, FFY 2019 Los Angeles (UZA #60020): \$3,361,973

Section 5307, FFY 2020 Los Angeles (UZA #60020): \$15,087,196

Section 5307, FFY 2021 Los Angeles (UZA #60020): 10,350,831

Total Section 5307 Funds: \$28,800,000

Local Match Funds:

Local Match Funds: \$4,457,201 (AHSC)

Local Match Funds: \$2,742,799 (HVIP)

Total Local Match Funds: \$7,200,000

Overall Grant Funding:

Total Federal Funds: \$28,800,000

Total Local Match Funds: \$7,200,000

Total Eligible Cost: \$36,000,000

The City of Santa Monica's Big Blue Bus (BBB) is hereby submitting this grant application in support of the following capital projects:

1) 40-Foot Bus Replacements (30)

This grant applies \$28,800,000 in FFY2019, FFY2020, and FFY2021 Section 5307 funds to bus replacements. These funds will purchase thirty (30) Gillig 40-foot Battery Electric Buses to replace (30) 40-foot and 60-foot CNG buses. The new buses will have an expected useful life of 12 years and/or 500,000 miles. The vehicles being replaced will have exceeded their useful life in age of 12 years and/or 500,000 miles. These buses will meet Clean Air Act standards (CAA) and the American with Disabilities Act (ADA) requirements.

Bus Replacement ensures the City of Santa Monica's fleet is safe and in a state of good repair, thus meeting the requirement to allocate less than 0.75 percent of Section 5307 funds to safety-related projects.

Research and Development: This award does not include research and development activities.

Indirect Costs: This award does not include an indirect cost rate.

Suballocation Funds: Recipient organization is suballocated these apportioned funds and can apply for and receive these funds directly.

Pre-Award Authority: This award is using Pre-Award Authority.

Award Budget

Total Award Budget: \$36,000,000.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$28,800,000.00

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars): \$7,200,000.00

Total FTA Amount Awarded and Obligated (in U.S. Dollars): \$28,800,000.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$7,200,000.00

Award Budget Control Totals

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

Funding Source	Section of Statute	CFDA Number	Amount
5307 - Urbanized Area Formula Grants (2013 and forward)	5307-2A	20507	\$28,800,000
Local			\$7,200,000
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$36,000,000

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

DOL Decision: DOL Concurs - Certified

DOL Review Date: 5/29/2024

DOL Certification Date: 5/29/2024

Special Conditions

There are no special conditions.

FINDINGS AND DETERMINATIONS

By signing this Award on behalf of FTA, I am making all the determinations and findings required by federal law and regulations before this Award may be made.

FTA AWARD OF THE GRANT AGREEMENT

Awarded By:
Amy Changchien
Deputy Regional Administrator
FEDERAL TRANSIT ADMINISTRATION
U.S. DEPARTMENT OF TRANSPORTATION
Contact Info: amy.changchien@dot.gov
Award Date: 6/3/2024

EXECUTION OF THE GRANT AGREEMENT

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
 - (a) Statements,
 - (b) Representations,
 - (c) Warranties,
 - (d) Covenants, and
 - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By:
Anuj Gupta
Director of Department of Transportation
CITY OF SANTA MONICA
6/3/2024